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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHATTERJEE, D.K.

Appl. No. 09/558,421

Filed: April 26, 2000

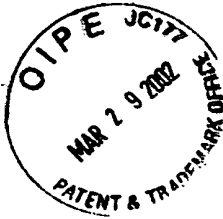
For: **Mutant DNA Polymerases and  
Uses Thereof**

Confirmation No. 9752

Art Unit: 1652

Examiner: Rao, M.

Atty. Docket: 0942.3600003/RWE/BJD



**Request to Open New Disk File**

Commissioner for Patents  
Washington, D.C. 20231

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APR 02 2002

Sir:

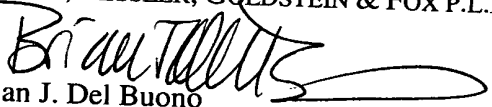
TECH CENTER 1600/2900

In reply to the Notice to Comply With Sequence Rules (Paper Nos. 9 and 10) issued in the above matter on March 1, 2002, Applicant requests that a new disk file be opened for the above-captioned application. The Sequence Listing disk submitted on December 21, 1995, in the parent of the present application, U.S. Application No. 08/576,759, filed December 21, 1995, contains the identical sequence information as that in the present application. In accordance with 37 C.F.R. § 1.821(e), it is respectfully requested that the computer readable form filed in that parent application be used as the computer readable form for the present application. It is understood that the U.S. Patent and Trademark Office will make the necessary change in application number and filing date for the present application. A paper copy of the Sequence Listing was included in the originally filed specification of the present application, filed on April 26, 2000. See MPEP § 2422.05.

In accordance with 37 C.F.R. §§ 1.821-1.825, the paper copy and the computer readable copy of the sequence listing are the same and do not introduce new matter.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

  
Brian J. Del Buono  
Attorney for Applicant  
Registration No. 42,473

Date: March 29, 2002  
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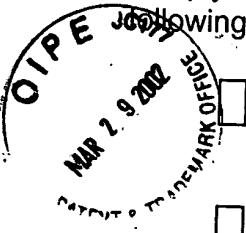
P:\USERS\BRIAND\0942\3600003\032902.req.open.disk.file.wpd

SKGF Rev. 1/26/01 mac

Application No.: 09/558,421

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING  
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- 
- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
  - ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
  - ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
  - ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
  - ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
  - ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
  - ☐ 7. Other: The specification must be amended to include SEQ ID NOS. where applicable.

**Applicant Must Provide:**

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☐ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

For PatentIn software help, call (703) 308-6856

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